

UNITED STATES DISTRICT COURT

for the

Western District of Virginia

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED

OCT 31 2011

JULIA C. DUDLEY, CLERK
BY:  DEPUTY CLERK

United States of America)
v.)
CALVIN COOLIDGE HAIRSTON)

Case No: 4:10CR00011-1

USM No: 14642-084

Date of Previous Judgment: 01/10/2011

(Use Date of Last Amended Judgment if Applicable)

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: _____

Amended Offense Level: _____

Criminal History Category: _____

Criminal History Category: _____

Previous Guideline Range: _____ to _____ months

Amended Guideline Range: _____ to _____ months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE☐ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain): _____**III. ADDITIONAL COMMENTS**

Defendant is ineligible for a reduction due to his status as a career offender. Additionally, Defendant has filed two motions seeking a reduction in his sentence pursuant to Amendment 750. [ECF No. 57 & 59.] By this Order, both motions are DENIED.

Except as provided above, all provisions of the judgment dated 01/10/2011 shall remain in effect.

IT IS SO ORDERED.

Order Date: _____

10-31-11


Judge's signature

Effective Date: _____

(if different from order date)

Senior United States District Judge

Printed name and title